

**** NOTICE:** This is only a preliminary draft of the City-County Council agenda prepared by the Council staff pursuant to Sec. 151-95 and may not be complete. The President of the Council has not determined the order of business for this meeting pursuant to Sec. 151-71. The agenda will be final only when approved by the Council at the meeting.

AGENDA
CITY COUNTY COUNCIL
AND THE
INDIANAPOLIS POLICE, FIRE, AND SOLID WASTE COLLECTION
SPECIAL SERVICE DISTRICT COUNCILS

September 8, 2014

7:00 P.M.

- I. PRAYER AND PLEDGE OF ALLEGIANCE - Councillor Gooden**
- II. ROLL CALL**
- III. INTRODUCTION OF GUESTS AND VISITORS**
- IV. OFFICIAL COMMUNICATIONS**
- V. ADOPTION OF AGENDA**
- VI. APPROVAL OF JOURNALS – August 18, 2014**
- VII. PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 282, 2014 (Special Resolution)
INTRODUCED: 09/08/2014 BY: Councillors Pfisterer and Lutz
REFERRED TO: Committee of the Whole
DIGEST: recognizes the Zore Towing Company

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 268, 2014 (General Resolution)
INTRODUCED: 09/08/2014 BY: Councillors Pfisterer, Lutz, Hunter, Gooden, McQuillen, Evans, Freeman, Miller, Sandlin and Shreve
REFERRED TO: Administration and Finance Committee
DIGEST: proposes an ordinance of the Marion County Income Tax Council to rescind the local homestead credit beginning in calendar year 2015, and casts the vote of the Council on such ordinance

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 269, 2014 (Council Resolution)

INTRODUCED: 09/08/2014 BY: Councillor McQuillen

REFERRED TO: Administration and Finance Committee

DIGEST: approves the Mayor's appointment of Adam W. Collins as Deputy Mayor for Economic Development

PROPOSAL NO. 270, 2014 (Council Resolution)

INTRODUCED: 09/08/2014 BY: Councillor McQuillen

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: approves the Mayor's appointment of Manuel Mendez as the Director of the Department of Code Enforcement

PROPOSAL NO. 271, 2014 (General Ordinance)

INTRODUCED: 09/08/2014 BY: Councillor Cain

REFERRED TO: Public Works Committee

DIGEST: approves a speed limit reduction in The Hamptons at Geist subdivision (District 5)

PROPOSAL NO. 272, 2014 (General Ordinance)

INTRODUCED: 09/08/2014 BY: Councillor Osili

REFERRED TO: Public Works Committee

DIGEST: authorizes parking restrictions on Illinois Street between 10th and 11th Streets (District 15)

PROPOSAL NO. 274, 2014 (General Ordinance)

INTRODUCED: 09/08/2014 BY: Councillors Sandlin, Freeman, Hunter, McQuillen and Holliday

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to limit signage allowed on the floor of the council chamber

PROPOSAL NO. 275, 2014 (General Ordinance)

INTRODUCED: 09/08/2014 BY: Councillor Lewis

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code to conform the council's procedures on rezoning ordinances to state law changes made by SEA 174 (2014)

PROPOSAL NO. 276, 2014 (Council Resolution)

INTRODUCED: 09/08/2014 BY: Councillor Mansfield

REFERRED TO: Rules and Public Policy Committee

DIGEST: determines that the funds are not appropriated or otherwise available to support continuation of performance of certain contracts and cancels those contracts

PROPOSAL NO. 277, 2014 (Fiscal Ordinance)

INTRODUCED: 09/08/2014 BY: Councillor Gray

REFERRED TO: Municipal Corporations Committee

DIGEST: adopts the operating and maintenance budgets and tax levies of the Indianapolis Airport Authority, establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said municipal corporation for 2015

PROPOSAL NO. 278, 2014 (Fiscal Ordinance)

INTRODUCED: 09/08/2014 BY: Councillor Gray

REFERRED TO: Municipal Corporations Committee

DIGEST: adopts the operating and maintenance budgets and tax levies of the Capital Improvement Board of Managers, establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said municipal corporation for 2015

VIII. INTRODUCTION OF PROPOSALS

PROPOSAL NO. 279, 2014 (Fiscal Ordinance)

INTRODUCED: 09/08/2014 BY: Councillor Gray

REFERRED TO: Municipal Corporations Committee

DIGEST: adopts the operating and maintenance budgets and tax levies of the Health and Hospital Corporation of Marion County, establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said municipal corporation for 2015

PROPOSAL NO. 280, 2014 (Fiscal Ordinance)

INTRODUCED: 09/08/2014 BY: Councillor Gray

REFERRED TO: Municipal Corporations Committee

DIGEST: adopts the operating and maintenance budgets and tax levies of the Indianapolis-Marion County Public Library Board, establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said municipal corporation for 2015

PROPOSAL NO. 281, 2014 (Fiscal Ordinance)

INTRODUCED: 09/08/2014 BY: Councillor Gray

REFERRED TO: Municipal Corporations Committee

DIGEST: adopts the operating and maintenance budgets and tax levies of the Indianapolis Public Transportation Corporation (IndyGo), establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of said municipal corporation for 2015

IX. SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 283-286, 2014 (Rezoning Ordinances)

INTRODUCED: 09/08/2014 BY: Councillor Robinson

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinances certified for APPROVAL by the Metropolitan Development Commission on August 21, 2014

PROPOSAL NO. 287, 2014 (Rezoning Ordinance)

INTRODUCED: 09/08/2014 BY: Councillor Robinson

REFERRED TO: Committee of the Whole

DIGEST: rezoning ordinance certified for APPROVAL by the Metropolitan Development Commission on August 26, 2014

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 229, 2014 (Fiscal Ordinance)

INTRODUCED: 07/14/2014 BY: Councillors Barth, Lewis, Moriarty Adams, Talley, Hickman, Robinson and Adamson

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an appropriation of \$1,500,000 in the 2014 Budget of the City-County Council (RebuildIndy Sub-Fund) for contractual expenditures related to public safety and neighborhood stabilization efforts

COMMITTEE ACTION:

07/23/2014 Postpone until 8/20/2014 9-0

08/20/2014 Do Pass 8-1

X. SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 244, 2014 (Fiscal Ordinance)

INTRODUCED: 08/18/2014 BY: Councillors Miller and Osili

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: approves an additional appropriation of \$670,000 in the 2014 Budget of the Department of Metropolitan Development (Federal Grants Fund) for the removal of blighted properties

COMMITTEE ACTION:

08/25/2014 Do Pass 8-0

PROPOSAL NO. 245, 2014 (Fiscal Ordinance)

INTRODUCED: 08/18/2014 BY: Councillors Moriarty Adams and Osili

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves an additional appropriation of \$95,000 in the 2014 Budget of the Marion County Community Corrections (County General and County Cumulative Capital Funds) to fund four additional customer service managers' salaries, benefits and other associated costs and two vehicles for home visits

COMMITTEE ACTION:

08/20/2014 Do Pass 9-0

PROPOSAL NO. 248, 2014 (Special Resolution)

INTRODUCED: 08/18/2014 BY: Councillors Pfisterer, Lutz, Hunter, Gooden, McQuillen, Evans, Freeman, Miller, Sandlin and Shreve

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: proposes an ordinance of the Marion County Income Tax Council to increase the income tax rate for public safety, effective January 1, 2015, and to cast the vote of the City-County Council on such ordinance

COMMITTEE ACTION:

08/20/2014 Amended and Postponed until 8/27/2014 6-2

08/27/2014 Do Pass As Amended 6-4

XI. SPECIAL ORDERS - UNFINISHED BUSINESS

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 214, 2014 (General Ordinance)

INTRODUCED: 06/23/2014 BY: Councillors McQuillen, Evans, Gooden, McHenry, Cain, Pfisterer, Lutz, Miller, Sandlin, Shreve, Holliday, Hunter, Freeman and Mahern

REFERRED TO: Public Works Committee

DIGEST: amends the Code to remove the sunset provision related to the excise surtax and wheel tax contained therein to provide revenue for financing of IndyRoads Revenue Bonds

COMMITTEE ACTION:

07/24/2014 Tabled 4-3

08/28/2014 Do Pass 8-0

PROPOSAL NO. 242, 2014 (General Resolution)

INTRODUCED: 08/18/2014 BY: Councillor Evans

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: approves the statement of benefits of Becknell Industrial, LLC, an applicant for tax abatement for property located in an economic revitalization area

COMMITTEE ACTION:

08/25/2014 Do Pass 8-0

XII. SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 243, 2014 (Fiscal Ordinance)

INTRODUCED: 08/18/2014 BY: Councillors Miller and Osili

REFERRED TO: Metropolitan and Economic Development Committee

DIGEST: approves a transfer of \$350,000 in the 2014 Budget of the Department of Metropolitan Development (Community Development Block Grants Fund) for construction of the track and field at Central State

COMMITTEE ACTION:

08/25/2014 Do Pass 8-0

PROPOSAL NO. 246, 2014 (General Resolution)

INTRODUCED: 08/18/2014 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves the adoption of the Division of State Court Administration's statewide court case management system called Odyssey

COMMITTEE ACTION:

08/20/2014 Do Pass 9-0

PROPOSAL NO. 247, 2014 (General Resolution)

INTRODUCED: 08/18/2014 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves the execution of an amendment to add the Roth option to the deferred compensation plan of the City of Indianapolis and Marion County for its sworn firefighters

COMMITTEE ACTION:

08/20/2014 Do Pass 9-0

XIII. SPECIAL SERVICE DISTRICT COUNCILS

XIV. NEW BUSINESS

XV. ANNOUNCEMENTS AND ADJOURNMENT

The President The docketed agenda for this meeting of Council having been completed, the Chair will now entertain motions for adjournment.

President's Designee Madam President.

The President The Chair recognizes Councillor McQuillen.

The Councillor Madam President, I have been asked to offer the following motion for adjournment:

By Councillor Lewis in memory of Howard Peterson, Alex Hobbs and Patsy Herndon.

By Councillor Freeman in memory of Marvin Kolp.

By Councillor Pfisterer in memory of Jack Boswell, Gerald Burns, Victoria Samuels and Allan Wachsman.

Madam President, I would like to move the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of those persons I have here specifically named. I respectfully ask the support of fellow Councillors. I further request that the motion be made a part of the permanent records of this body and that a

letter bearing the Council seal and the signature of the President be sent to the family of each person advising of this action.

The President

Thank you, Councillor McQuillen. Hearing no objections, the motion is received and the requests are so ordered.

Hearing no further motions, we are adjourned.

XVI. PENDING PROPOSALS

PROPOSAL NO. 264, 2013 (General Ordinance)

INTRODUCED: 08/19/2013 BY: Councillor McQuillen

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the council rules to specify the membership on certain committees

COMMITTEE ACTION:

11/05/2013 Postpone until 11/19/2013 6-1

11/19/2013 Postpone until 12/10/2013 5-2

01/21/2014 Postpone until 2/18/2014 6-0

02/18/2014 Postpone until 3/18/2014 6-0

03/18/2014 Postpone until 4/29/2014 6-0

04/29/2014 Tabled 7-0

PROPOSAL NO. 350, 2013 (General Ordinance)

INTRODUCED: 11/11/2013 BY: Councillors McQuillen and Holliday

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code with respect to firearms in the Police Special Service District

COMMITTEE ACTION:

11/19/2013 Postpone until 1/21/2014 6-1

01/21/2014 Postpone until 2/18/2014 6-0

02/18/2014 Postpone until 3/18/2014 6-0

03/18/2014 Postpone until 4/29/2014 6-0

04/29/2014 Tabled 7-0

PROPOSAL NO. 91, 2014 (General Ordinance)

INTRODUCED: 03/17/2014 BY: Councillors Miller and Osili

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends the Code with respect to curfew hours for children that are fifteen, sixteen or seventeen years of age

COMMITTEE ACTION:

04/29/2014 Postpone until 5/27/2014 6-0

PROPOSAL NO. 101, 2014 (Special Ordinance)

INTRODUCED: 04/14/2014 BY: Councillors Lewis, Moriarty Adams and Gooden

REFERRED TO: Administration and Finance Committee

DIGEST: defines eligibility for Public Employees' Retirement Fund (PERF) participation for City and County employees and authorizes the Controller to establish and administer a Defined Contribution Plan

COMMITTEE ACTION:

04/22/2014 Postpone until 5/20/2014 7-0

06/10/2014 Tabled 5-3

XVI. PENDING PROPOSALS

PROPOSAL NO. 104, 2014 (General Ordinance)

INTRODUCED: 04/14/2014 BY: Councillors Lewis, Barth and Moriarty Adams

REFERRED TO: Administration and Finance Committee

DIGEST: amends Chapter 291, Article IV of the Code regarding eligibility for participation in the deferred compensation plan

COMMITTEE ACTION:

04/22/2014 Postpone until 5/20/2014 7-0

06/10/2014 Tabled 5-3

PROPOSAL NO. 139, 2014 (Special Resolution)

INTRODUCED: 04/14/2014 BY: Councillors Adamson and Talley

REFERRED TO: Committee of the Whole

DIGEST: recognizes the staff and volunteers of Indianapolis Animal Care and Control for their many hours of service in 2013

COUNCIL ACTION:

04/14/2014 Postpone until 5/12/2014

05/12/2014 Postpone

PROPOSAL NO. 212, 2014 (Special Ordinance)

INTRODUCED: 06/23/2014 BY: Councillors McQuillen, Evans, Gooden, McHenry, Cain, Pfisterer, Lutz, Miller, Sandlin, Shreve, Holliday, Hunter, Freeman and Mahern

REFERRED TO: Public Works Committee

DIGEST: approves the issuance of IndyRoads Revenue Bonds in an amount not to exceed \$70,000,000 to finance certain street, road, curb and sidewalk improvements, and approves and authorizes other actions in respect thereto

COMMITTEE ACTION:

07/24/2014 Tabled 4-3

08/28/2014 Amended and Postponed until 9/23/2014 5-3

PROPOSAL NO. 213, 2014 (Fiscal Ordinance)

INTRODUCED: 06/23/2014 BY: Councillors McQuillen, Evans, Gooden, McHenry, Cain, Pfisterer, Lutz, Miller, Sandlin, Shreve, Holliday, Hunter, Freeman and Mahern

REFERRED TO: Public Works Committee

DIGEST: appropriates the proceeds of the IndyRoads Revenue Bonds in an amount not to exceed \$35,000,000 to fund the cost of certain street, road, curb and sidewalk projects and the incidental expenses in connection therewith and creates a new non-reverting IndyRoads fund

COMMITTEE ACTION:

07/24/2014 Tabled 4-3

08/28/2014 Amended and Postponed until 9/23/2014 5-3

PROPOSAL NO. 215, 2014 (General Ordinance)

INTRODUCED: 06/23/2014 BY: Councillor Robinson

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends Chapter 581 of the code to add as a discriminatory practice the denial of equal opportunities based on source of income

COMMITTEE ACTION:

07/08/2014 Defeated 3-2

COUNCIL ACTION:

07/14/2014 Returned to Committee

COMMITTEE ACTION:

08/05/2014 Report for Action without Recommendation (failed) 3-3

XVI. PENDING PROPOSALS

PROPOSAL NO. 231, 2014 (General Ordinance)

INTRODUCED: 07/14/2014 BY: Councillor Robinson

REFERRED TO: Rules and Public Policy Committee

DIGEST: amends Chapter 451 of the Code, concerning weapons, and adds new sections regarding the use and discharge of weapons in the Consolidated City

PROPOSAL NO. 249, 2014 (General Ordinance)

INTRODUCED: 08/18/2014 BY: Councillor Hunter

REFERRED TO: Public Works Committee

DIGEST: amends the Code to revise sections establishing stormwater user fees and other related sections to provide revenue for stormwater capital improvement projects and enhance stormwater operations and maintenance programs

PROPOSAL NO. 250, 2014 (Special Resolution)

INTRODUCED: 08/18/2014 BY: Councillor Moriarty Adams

REFERRED TO: Rules and Public Policy Committee

DIGEST: requests that the Metropolitan Development Commission initiate a proposal to amend and make additions to existing zoning ordinances to allow digital advertising signs in Marion County with appropriate restrictions

PROPOSAL NO. 254, 2014 (Council Resolution)

INTRODUCED: 08/18/2014 BY: Councillors Mansfield, Adamson, Barth and Mahern

REFERRED TO: Rules and Public Policy Committee

DIGEST: urges the General Assembly to require that all local unit agreements to pay a contractor's property taxes go through the statutory abatement process

PROPOSAL NO. 255, 2014 (P.S.S.D.F.O.)

INTRODUCED: 08/18/2014 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves the tax levy and rate for the Police Special Service District for 2015

PROPOSAL NO. 256, 2014 (F.S.S.D.F.O.)

INTRODUCED: 08/18/2014 BY: Councillor Moriarty Adams

REFERRED TO: Public Safety and Criminal Justice Committee

DIGEST: approves the tax levy and rate for the Fire Special Service District for 2015

PROPOSAL NO. 257, 2014 (S.W.C.S.S.D.F.O.)

INTRODUCED: 08/18/2014 BY: Councillor Adamson

REFERRED TO: Public Works Committee

DIGEST: approves the tax levy and rate for the Solid Waste Collection Special Service District for 2015

PROPOSAL NO. 258, 2014 (Fiscal Ordinance)

INTRODUCED: 08/18/2014 BY: Councillors Lewis and McQuillen

REFERRED TO: Administration and Finance, Metropolitan and Economic Development, Parks and Recreation, Public Safety and Criminal Justice and Public Works Committees

DIGEST: adopts the annual budget for the City of Indianapolis and Marion County for 2015